

**From:** Li, Julia <JuLi@kilpatricktownsend.com>  
**Sent:** Tuesday, February 18, 2014 3:55 PM  
**To:** Kleppinger, Jeff; Rochlin, Kevin; Echo Hawk, Paul; Ordine, Charles  
**Cc:** Horst, Rebecca; Eng, Sharon; Bill Bacon; Boyd, Andrew  
**Subject:** RE: Voicemail to Paul

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

I got the 2006 FMC removal AR CD. Thanks everyone!

Julia Li  
Legal Secretary  
Kilpatrick Townsend & Stockton LLP  
Suite 4400 | 1420 Fifth Avenue | Seattle, WA 98101 office 206 224 2869 | fax 206 623 6793 juli@kilpatricktownsend.com |  
www.kilpatricktownsend.com

-----Original Message-----

From: Kleppinger, Jeff [mailto:Kleppinger.Jeff@epa.gov]  
Sent: Tuesday, February 18, 2014 6:20 AM  
To: Rochlin, Kevin; Echo Hawk, Paul; Ordine, Charles  
Cc: Horst, Rebecca; Eng, Sharon; Bill Bacon; Li, Julia; Boyd, Andrew  
Subject: RE: Voicemail to Paul

Hi, Kevin and Charles:

Did one of you bring the 2006 FMC removal AR CD up to the 12th floor? I left at 10:00 on Friday and the CD was here in the Records Center, but is not there now. I just reviewed a voice mail from Julia Li.

Jeff

-----Original Message-----

From: Rochlin, Kevin  
Sent: Friday, February 14, 2014 7:45 AM  
To: Echo Hawk, Paul; Ordine, Charles; Kleppinger, Jeff  
Cc: Horst, Rebecca; Eng, Sharon; Bill Bacon; Li, Julia; Boyd, Andrew  
Subject: RE: Voicemail to Paul

Your last disc that you requested is ready. Charlie and I are both out of the office. Please call Jeff Kleppinger in our records center and ask him to leave it for you on the 12th floor check in center. Jeff can be reached at 206-553-2588.

Kevin Rochlin

---

From: Echo Hawk, Paul [pechohawk@kilpatricktownsend.com]  
Sent: Thursday, February 13, 2014 6:35 PM  
To: Ordine, Charles  
Cc: Horst, Rebecca; Rochlin, Kevin; Eng, Sharon; Bill Bacon; Li, Julia; Boyd, Andrew  
Subject: Re: Voicemail to Paul

We need to keep moving forward in compiling the entire emf fmc ou record in electronic form before 2/18. If we are not there yet, what more needs to be done?

Paul Echo Hawk  
Kilpatrick Townsend & Stockton LLP  
Suite 4400 | 1420 Fifth Avenue | Seattle, WA 98101 office 206 224 2850<tel:206%20224%202850> | cell 206 457 6918<tel:206%20299%203951> | fax 206 299 3951<tel:206%20299%203951>  
pechohawk@kilpatricktownsend.com<mailto:pechohawk@kilpatricktownsend.com> | My  
Profile<<http://www.kilpatricktownsend.com/en/Who%20We%20Are/Professionals/E/EchoHawkPaulC16053.aspx>> |  
vCard<[http://www.kilpatricktownsend.com/\\_assets/vcards/professionals/Echo%20HawkPaulC.vcf](http://www.kilpatricktownsend.com/_assets/vcards/professionals/Echo%20HawkPaulC.vcf)>

On Feb 13, 2014, at 3:21 PM, "Ordine, Charles" <Ordine.Charles@epa.gov<mailto:Ordine.Charles@epa.gov>> wrote:

Julia, got your e-mail about getting more discs, per the message below I'm not in the office & you'll need to contact Kevin Rochlin

---

From: Ordine, Charles  
Sent: Thursday, February 13, 2014 12:53 PM  
To: Horst, Rebecca; Rochlin, Kevin; Eng, Sharon  
Cc: Echo Hawk, Paul; Bill Bacon; Li, Julia; Boyd, Andrew  
Subject: RE: Voicemail to Paul

The 3 discs contain the Admin Record for the 2012 FMC OU Interim ROD Amendment. Our Superfund Record Center has been scanning our older paper site files into electronic format. I asked them after I saw your message to try to determine whether and to what extent the 1998 ROD Admin Record has been scanned and electronically compiled. I also asked about Admin Records related to the 2006 and 2010 phosphine gas Action Memoranda/UAOs which were issued under CERCLA but were related to RCRA units rather than FMC OU CERCLA units. I never worked on those UAOs or on the RCRA units and thought related material may not necessarily be in our Superfund Records. I and all R10 attorneys are out of the office until Tuesday as our legal office is being relocated to another floor but the Record Center & the current FMC OU RPM Kevin Rochlin have been working with me by phone. I have now been informed that the Record Center is burning CDs for you to pick shortly. One is the Admin Record for the 2010 Phosphine Gas decision and the other is an Admin record internally labelled remedial decision which I believe is for the 1998 ROD or as much of it as has been scanned. You can call Kevin Rochlin at 206-553-2106 to arrange for pick up today & perhaps discuss what they contain once he has seen them. Our Record Center is staffed by contractors who come to voluminous site files spanning decades like this one & contents are organized and labelled differently by different staff and personnel over time. The ongoing transition to full electronic record keeping is at times challenging.

---

From: Horst, Rebecca [RHorst@kilpatricktownsend.com<mailto:RHorst@kilpatricktownsend.com>]  
Sent: Thursday, February 13, 2014 9:11 AM  
To: Ordine, Charles  
Cc: Echo Hawk, Paul; Bill Bacon; Li, Julia  
Subject: RE: Voicemail to Paul

Good morning Mr. Ordine,

Thank you for providing our firm, Kilpatrick Townsend, the discs of the Admin Record referenced below.

We would like to follow up on the content of the 3 discs. Pursuant to Paul's email, he indicated that we would like to see a complete electronic copy of the EMF FMC OU Admin Record. Does this record only contain 2012 FMC OU ROD Amendments as you referenced below?

Our experts were wondering if the discs contain the record for the original Administrative Record for the ROD (1998/1999). They are also curious about the Administrative Records for the UAOs 2006, 2010 detailing gas extraction on the RCRA ponds.

Thank you for your help with this - we appreciate it.

Best regards,

Rebecca Horst  
Paralegal  
Kilpatrick Townsend & Stockton LLP  
Suite 4400 | 1420 Fifth Avenue | Seattle, WA 98101 office 206 224 2864 | fax 206 623 6793  
rhorst@kilpatricktownsend.com<mailto:rhorst@kilpatricktownsend.com><mailto:rhorst@kilpatricktownsend.com> |  
www.kilpatricktownsend.com<http://www.kilpatricktownsend.com><http://www.kilpatricktownsend.com>

---

From: Echo Hawk, Paul  
Sent: Wednesday, February 12, 2014 11:46 AM  
To: Horst, Rebecca; Li, Julia  
Cc: Charles Ordine; Kelly Wright; Susan Hanson; Bill Bacon  
Subject: Fwd: Voicemail to Paul

Becca, Please arrange to pick this up and ask Kelly, Bill, and Susan to review and let us know if and what we need for a complete EMF record.

Paul Echo Hawk  
Kilpatrick Townsend & Stockton LLP  
Suite 4400 | 1420 Fifth Avenue | Seattle, WA 98101 office 206 224 2850<tel:206%20224%202850> | cell 206 457 6918<tel:206%20299%203951> | fax 206 299 3951<tel:206%20299%203951>  
pechohawk@kilpatricktownsend.com<mailto:pechohawk@kilpatricktownsend.com><mailto:pechohawk@kilpatricktownsend.com>  
| My Profile<http://www.kilpatricktownsend.com/en/Who%20We%20Are/Professionals/E/EchoHawkPaulC16053.aspx> |  
vCard<http://www.kilpatricktownsend.com/\_assets/vcards/professionals/Echo%20HawkPaulC.vcf>

Begin forwarded message:

From: "Ordine, Charles" <Ordine.Charles@epa.gov<mailto:Ordine.Charles@epa.gov><mailto:Ordine.Charles@epa.gov>>

Date: February 12, 2014 at 11:15:52 AM PST

To: "Echo Hawk, Paul"

<pechohawk@kilpatricktownsend.com<mailto:pechohawk@kilpatricktownsend.com><mailto:pechohawk@kilpatricktownsend.com>>

Cc: Bill Bacon <bbacon@sbtribes.com<mailto:bbacon@sbtribes.com><mailto:bbacon@sbtribes.com>>, "Rochlin, Kevin"

<rochlin.kevin@epa.gov<mailto:rochlin.kevin@epa.gov><mailto:rochlin.kevin@epa.gov>>, "Eng, Sharon"

<Eng.Sharon@epa.gov<mailto:Eng.Sharon@epa.gov><mailto:Eng.Sharon@epa.gov>>

Subject: RE: Voicemail to Paul

An electronic copy on discs of the Administrative Record for the 2012 FMC OU ROD Amendment is ready for you, please advise how/when you want to pick it up. I'm in the rest of the day then out until Tuesday, the regional legal office is moving to another floor in our building the next few days.

From: Echo Hawk, Paul [mailto:pechohawk@kilpatricktownsend.com]

Sent: Tuesday, February 11, 2014 8:54 PM

To: Ordine, Charles

Cc: Bill Bacon; Rochlin, Kevin

Subject: Re: Voicemail to Paul

We need a complete electronic copy of the emf fmc ou administrative record by 12/17. If we need to provide a more detailed request please explain what questions you have.

Paul Echo Hawk

Kilpatrick Townsend & Stockton LLP

Suite 4400 | 1420 Fifth Avenue | Seattle, WA 98101 office 206 224 2850<tel:206%20224%202850> | cell 206 457

6918<tel:206%20299%203951> | fax 206 299 3951<tel:206%20299%203951>

pechohawk@kilpatricktownsend.com<mailto:pechohawk@kilpatricktownsend.com><mailto:pechohawk@kilpatricktownsend.com>

| My Profile<http://www.kilpatricktownsend.com/en/Who%20We%20Are/Professionals/E/EchoHawkPaulC16053.aspx> |

vCard<http://www.kilpatricktownsend.com/\_assets/vcards/professionals/Echo%20HawkPaulC.vcf>

On Feb 11, 2014, at 7:03 PM, "Ordine, Charles"

<Ordine.Charles@epa.gov<mailto:Ordine.Charles@epa.gov><mailto:Ordine.Charles@epa.gov>> wrote:

Sorry, I don't doubt you & perhaps misunderstood. I do recall your telling me record keeping wasn't in good shape but I didn't know whether you found discs your clients had. In any case I left another vm for Paul that we are having the 2012 FMC OU ROD Amendment Admin Record copied onto discs we could have ready for someone to pick up as soon as tomorrow, we're assuming that's what you want & not the EMF Admin Record that was compiled for the 1998 ROD. Paul's e-mail wasn't clear about this. I'll e-mail & call his office again here when we have it or know when it will be available.

-----Original Message-----

From: Bill Bacon [mailto:bbacon@sbtribes.com]

Sent: Tuesday, February 11, 2014 4:31 PM

To: Ordine, Charles

Cc: Paul Echohawk

Subject: Voicemail to Paul

Charlie

I very clearly told you many times during our call neither the tribes nor isu have more than a handful of emf documents. If you doubt me please review the files yourself. I am absolutely not understanding what you said In your voicemail to Paul. Are there other influences at play I am not made aware of. Please advise and respond in email or writing so there is no more confusion. Thanks. Bill

Sent from my iPhone

---

Confidentiality Notice:

This communication constitutes an electronic communication within the meaning of the Electronic Communications Privacy Act, 18 U.S.C. Section 2510, and its disclosure is strictly limited to the recipient intended by the sender of this message. This transmission, and any attachments, may contain confidential attorney-client privileged information and attorney work product. If you are not the intended recipient, any disclosure, copying, distribution or use of any of the information contained in or attached to this transmission is STRICTLY PROHIBITED. Please contact us immediately by return e-mail or at 404 815 6500, and destroy the original transmission and its attachments without reading or saving in any manner.

---

\*\*\*DISCLAIMER\*\*\* Per Treasury Department Circular 230: Any U.S. federal tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed herein.